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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF JOHN W.  
MCCAULEY IN SUPPORT OF  
PLAINTIFF WAYMO LLC'S  
ADMINISTRATIVE MOTION TO FILE  
UNDER SEAL ITS OPPOSITION TO  
DEFENDANTS' MOTION TO STRIKE  
TRADE SECRET CLAIMS**

I, John W. McCauley, declare as follows:

1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.

2. I make this declaration in support of Waymo’s Administrative Motion to File Under Seal information in its August 11, 2017 Opposition to Defendants’ Motion to Strike Trade Secret Claims (the “Administrative Motion”). The Administrative Motion seeks an order sealing the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Portions of Waymo’s Opposition	Portions highlighted in blue	Defendants
	Portions highlighted in green	Waymo
Exhibit 1 to Roberts Declaration	Portions highlighted in green	Waymo
Exhibit 2 to Roberts Declaration	Entire Document	Waymo and Defendants
Exhibit 3 to Roberts Declaration	Entire Document	Waymo and Defendants
Exhibit 4 to Roberts Declaration	Portions highlighted in green	Waymo
	Entire Document	Defendants
Exhibit 5 to Roberts Declaration	Portions highlighted in green	Waymo
	Entire Document	Defendants
Exhibit 6 to Roberts Declaration	Portions highlighted in green	Waymo
	Entire Document	Defendants
Exhibit 7 to Roberts Declaration	Entire Document	Defendants
Exhibit 9 to Roberts Declaration	Portions highlighted in green	Waymo
	Entire Document	Defendants

3. Waymo has filed portions of Waymo’s Opposition and the exhibits thereto as identified in the table above under seal because they contain information that Defendants have designated confidential. Waymo expects Defendants to file one or more declarations in accordance with the Local Rules.

4. Waymo's Opposition and Exhibits 2-7, and 9 also contain or refer to trade secret and confidential business information, which Waymo seeks to seal. The portions of Waymo's Opposition and the exhibits thereto identified above contain, reference, and/or describe Waymo's asserted trade secrets. Specifically, the documents or highlighted portions describe proprietary information gathered from technical leads across the entire self-driving program, including descriptions and names of software, company goals for its technical development, specific technical design goals, and identification of risks. I understand that these trade secrets are maintained as secret by Waymo (Dkt. 25-47) and are valuable as trade secrets to Waymo's business (Dkt. 25-31). The public disclosure of this information would give Waymo's competitors access to in-depth descriptions—and analysis—of the functionality of Waymo's autonomous vehicle system. If such information were made public, I understand that Waymo's competitive standing would be significantly harmed. Waymo's request to seal is narrowly tailored to only the confidential information.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed in San Francisco, California, on August 11, 2017.

By /s/ *John W. McCauley*

John W. McCauley  
Attorneys for WAYMO LLC

**SIGNATURE ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from John W. McCauley.

/s/ Charles K. Verhoeven  
Charles K. Verhoeven